

Marginal Column  
By COLIN LEGUM

THE conference on Malaysia's future constitutional status, which opened last Wednesday in historic Lancaster House, London, in an atmosphere of friendliness and confidence, is expected to continue for another week. The British delegation is led by the Colonial Secretary, Mr. Alan Lennox-Boyd, and the Minister of State for the Colonies, Mr. John Hare. There are two delegations from Malaysia. The Government delegation is led by the Chief Minister, Tengku Abdul Rahman; and the delegation from the Council of Rulers by Dato Panglima Bukit Gantang, the Prime Minister of Selangor.

THERE is nothing shrewd, studious or electric about Tengku Abdul Rahman. This dreamy-looking son of the late Sultan of Kedah is the furthest possible contrast to a mob leader. When the Tengku addresses a crowd, there are no flashes of oratory or temperance, but even the Malaysian Communist Party, which has never hesitated to brand as "running dogs" of the British all local leaders who professed an aversion for revolutionary violence, has now been forced to recognize the Tengku and the Alliance Party he leads as the true vehicle of Malaysian nationalism.

WITHOUT giving away too much, Mr. Lennox Boyd said at the opening session just enough to show that this conference is regarded as one of vital importance by the United Kingdom and the Commonwealth, many of whose members are deeply concerned about the future role of Malaysia in South-East Asia. It was the Tengku, however, who etched the sharp issues that must be decided by the conference. He described Malaysia as a bastion of freedom in South-East Asia, in the front line of the struggle between the two worlds. But the Malaysian people are not yet fully committed to this struggle because they still feel that they are being asked to fight "other people's battles." This attitude could only be changed if they knew they were fighting for their own independence. The Tengku gave some hint of what he expected to get from the conference. The chief of these, of course, is independence by 1961 — "if possible." This conditional qualification is an important concession on his part.

THE agenda includes four principal items. Each is concerned with the transfer of power from Britain to the Malaysian Government. These are internal defence and security, finance, the public service and a new Constitution. The Malaysian leaders are anxious to assume direct control over the country's security forces engaged in fighting the Communists — a struggle which, the Tengku reminded the conference, was as vital to the future of Malaysia as it was to the freedom-loving world. Although Malaysia is the largest single earner of dollars in the sterling bloc, it is financially buoyant. If the Malaysian Government is to have control over its own finances it will also have to assume the responsibility of raising its own revenues and taxes. So far as Malaysianizing the public services is concerned, no question of principle is involved. The only point at issue is the speed with which Malaysians can be trained to hold the senior posts in the Administration.

THE conference is unlikely to try to reach agreement on the form of the new Constitution. It is likely instead to decide that an expert constitutional committee should be established to draft a statute of independence which will seek to reconcile the differing interests of the various Sultanates, as well as providing safeguards for the traditional rights of the rulers within an independent democratic state. Agreement on these lines can only be achieved by consultation in Malaysia.

ANOTHER important issue is that of creating a federal framework which would permit membership not only to Malaysia and Singapore, but also to the other British dependencies in South-East Asia, including perhaps, Brunei, Sarawak and North Borneo; none of which is able to maintain itself as an independent state. Such a federation would have the additional attraction to the Malaysians that it might help to produce a counter-weight of non-Chinese to the great Chinese communities in Singapore and Malaysia.

London, January 24.

Jordan Puts Refugee Camps Under Curfew

LONDON, Monday. — Amman resembles a city under siege, according to a report in the "Daily Herald" today. A cable from the paper's correspondent who visited the Jordan capital on Saturday says that strong units of the Arab Legion occupy all strategic positions and strong pickets are stationed on roofs of hotels, banks and other buildings. Security forces patrolled the Jericho area and refugee camps there since early today. Pedestrians, cars and buses were stopped and searched as part of a nation-wide operation to confiscate unlicensed arms and arrest Communists. The refugee camps were put under curfew. Meanwhile, the Jordan Government today decided to release all detainees under the age of 18 who were arrested during recent disturbances in the country, according to usually reliable sources.

Egypt Accepts  
A Cairo report said Egypt has accepted a proposal to hold a conference of Arab Foreign Ministers to discuss economic aid to Jordan to replace British subsidies. Egypt, Syria and Saudi Arabia had proposed to Jordan that the Heads of State of the four countries meet to consider the matter. The Jordanian Government then suggested a preliminary meeting of the four Foreign Ministers. Egypt formally agreed to this today. (Jordan tonight said that no reply had yet been received.)

Jordan has also asked for a meeting of all Arab League Foreign Ministers, including that of Israel.

Egypt, Syria and Saudi Arabia have offered to pay Jordan \$5m. annually in order to reduce British influence in Jordan.

More Troops From Suez Zone in Cyprus

FAMAGUSTA, Monday (Reuter). — More than 600 men of the First Battalion Warwickshire Regiment arrived here today from the Suez Canal Zone aboard the troopship, Empire Ken. The Warwickshires will join the island's forces in their all-out drive against terrorism. About 56 families of Warwickshire men were also aboard the troopship.

Troop-carrying aircraft are due to leave Britain today with men of the First Battalion Highland Light Infantry whose advance guard arrived last week. The battalion will go into immediate service as part of the Cyprus Security Force, which will also be sent to Middle East duties. Meanwhile, terrorists wearing masks and carrying arms knocked on the doors of houses in many parts of Cyprus last night to demand shotguns and ammunition.

Nicosia was the first part of the island to be hit by the coordinated terrorist operation later spread to other towns and villages. Masked raiders, armed with shotguns, burst into homes and threatened to kill the occupants unless they handed over their arms by noon tomorrow.

Andreas Kyriakides, brother of Bishop Kyriakos of Kyrenia, was arrested today by British forces, the third brother of the Bishop to go to jail. Bishop Kyriakos, a fervent Eusebius advocate, is one of three District Bishops of the Cyprus Greek Church under Archbishop Makarios.

A bomb exploded tonight opposite the English High School here. No casualties or damage were reported.

In London today, Field Marshal Sir John Harding, Governor of Cyprus, denied heatedly in a television interview tonight that he intended to resign because of a row with Sir Anthony Eden. He declared that newspaper reports alleging this were "certainly untrue and quite monstrous."

Mrs. Myerson Back From U.S. Visit

LYDDA AIRPORT, Monday. — Mrs. Golda Myerson, the Minister of Labour, returned today from her six-week mission abroad on behalf of the United Jewish Appeal.

She said she had paid courtesy calls on Mr. Adlai Stevenson, Democratic Party leader, Under-Secretary of State Mr. George Allen, and Secretary of Labour James Mitchell — "but one doesn't discuss serious subjects during a courtesy call," Mrs. Myerson added.

Indian Gov't Firm On State Boundaries

NEW DELHI, Monday. — The ruling Congress Party today declared that there could be "no surrender to violence" on the redrawing of India's state boundaries which has caused violent riots in Bombay and elsewhere in the past week. At the same time, the Chief Ministers of Bengal and Bihar announced that they had decided to merge their states to prevent further disputes over the boundaries. They proposed "to form one bilingual state."

Prime Minister Nehru issued a special statement welcoming this development, saying, "We have had enough folly in this country during recent weeks, and it is time we turned our faces away from it."

Though there is so far no news of country-wide reactions to the merger of Bengal and Bihar, speculation in political circles in Delhi tonight envisaged the possible formation of a single southern state combining the Tamil, Malayalam and Kannada speaking peoples.

Other speculation was on an eastern state composed of the peoples of Maharashtra, Gujarat and Rajasthan.

Meanwhile, disorders continued in Bombay, where the Maharashtrians form the largest group in the metropolis. Police spent three times in the centre of the city last night to quell fresh outbreaks of mob violence in which at least 71 persons were killed. Continuing disturbances were also reported across the sub-continent in Calcutta and Patna, eastern India.

A resolution adopted by the Congress Party's Working Committee today warned that the Government plans to go ahead with the redistribution of boundaries, and warned the people that "disruptive forces" were working in the name of linguistic provinces but with other aims in view.

(Reuter, UP)

50 KILLED IN U.S. TRAIN DISASTER

LOS ANGELES, Monday (UP). — More than 50 persons were killed and scores of others injured last night when a two-car Santa Fe Diesel commuter train left the tracks and overturned shortly after leaving Union Station on a run to San Diego.

Forty-seven bodies have already been removed from the wreckage, which at least five more were counted trapped beneath one of the cars.

Many of the injured remained caught beneath the train until a wrecker could be moved in to lift the heavy cars from the tracks. Hundreds of police, firemen and ambulance attendants converged on the scene shortly after the accident.

Shukeiry Denied Paris Visit for Lack of Visa

DAMASCUS, Monday (Reuter). — Ahmed Shukeiry, the Chairman of the Syrian U.N. Delegation, said on his arrival here today that the French authorities would not allow him to leave Orly Airport last night to make a short visit to Paris.

The French Foreign Ministry stated in Paris that Shukeiry was not permitted to leave the airport because his passport was not in order and contained neither an entry nor a transit visa. The measure was in no way motivated by his personality nor by his activities, the Ministry said.

Shukeiry spent eight hours at the airport after his plane landed there from Beirut. According to a NEABS report from Damascus, the Cabinet is meeting today to discuss the incident and expected to submit a protest to the French Government.

Pasha of Marrakesh Dies in Morocco

RABAT, Monday (UP). — Haj Thami al Glaoui, the fierce and fabulous Pasha of Marrakesh, died today, three months after his humiliating submission brought the Sultan of Morocco back from exile.

He was 79 or 80 — no one knew his exact age. He was the undisputed leader of three million Berber tribesmen and a friend of the former British Prime Minister, Sir Winston Churchill, and other world leaders.

He had four superb palaces, with harems to match, reputedly sheltering some 1,200 women. He owned half of his own capital of Marrakesh, thousands of houses and apartments in other principal Moroccan cities and had a large share in many foreign mining and oil operations.



Greetings are extended to Mr. Dag Hammarskjöld (right), on his arrival at Lydda Airport last evening. Foreign Minister Sharett soon after he alighted from his U.N. plane. Mr. M. Simon, Chief of Protocol, is in the background.

Hammarskjöld Arrives, Says He 'Has No Mission' in Mid-East

The U.N. Secretary-General, Mr. Dag Hammarskjöld, flew into Israel from Cairo yesterday afternoon for a 39-hour visit which, according to the revised schedule published after his arrival, gave every indication that his stay would be strictly businesslike.

Lydda Parley On Jerusalem Issue

Immediately on his arrival at Lydda yesterday the U.N. Secretary-General, Mr. Dag Hammarskjöld, left his hosts and went into private conference with Maj-Gen. E.L.M. Burns, Chief of Staff of the Truce Supervision Organization, and other UN officials.

He discussed changes in the previously agreed schedule of Mr. Hammarskjöld's visit to Jerusalem, and the latter again stressed the importance of his work in the United Nations.

The U.N. chief said he looked forward to today's 30-minute meeting with Prime Minister Ben-Gurion and Foreign Minister Sharett with the "greatest expectations."

Reported Optimistic  
(Reuter, last night) quoted Mr. Hammarskjöld as saying before leaving Cairo that "I am confirmed in my optimism" regarding a settlement of the Israel-Arab conflict.

"I feel confirmed in my confidence of the very great wisdom of the Egyptian Premier and his Foreign Minister," he said. Mr. Hammarskjöld met with Col. Abdul Nasser and Foreign Minister Mahmoud Fawzi on Sunday, and with the latter again yesterday. According to Cairo Radio, he hoped to visit the Middle East again in the near future.

The white Dakota, flying the U.N. flag which brought Mr. Hammarskjöld and his party, touched down at sunset, 35 minutes behind his scheduled arrival at 5 p.m.

Heading the large welcoming party was Foreign Minister Sharett and senior Ministry officials. Among those in the delegation were the dukes of the diplomatic corps, M. Pierre Eugene Gilbert, the French Ambassador; Gen. Burns; the Swedish Charge d'Affaires, Mrs. Vera Askar; Dr. C. Hart Bchaaf, Resident Representative of the U.N. Technical Assistance Board; and Mr. Daniel Auster, President of the Central Committee of the Israel U.N. Association.

The U.N. General-Secretary and his party were taken to the (Continued on Page 2, Col. 7)

Israel Corrects Egypt's Inaccuracies at U.N.

UNITED NATIONS, Monday (INA). — Israel today complained to the Security Council that Egypt has misrepresented the situation in the Nitzana Demilitarized Zone, where the U.N. proposed a plan for easing tensions last November.

In a letter to the Council today, Israel recapitulated the dispute with Egypt over the Demilitarized Zone since 1950. The communication, signed by Mr. Mordechai Kidron of the Israel U.N. delegation, said that Egypt has communicated "a number of inaccuracies" to the Council.

The letter shows that for more than five years Egypt has been harassing Israel in the Nitzana area by sending in armed Beduin infiltrators to attack an Israel settlement, where Israel maintains permissible police forces, and to commit acts of sabotage.

The letter does not request any particular action by the Council at this time, but merely asks the Council to proceed to circulate the contents to the members of the Council.

AMIRAH NAMED HEAD OF HAGA

Aluf Mishne Itiel Amirah has been appointed head of HAGA, the civilian defence organization. The Army spokesman announced yesterday. Aluf Mishne Amirah was at one time Jerusalem Area Commander.

Eden Confers on Mid-East Before Departure for U.S.

'Pravda' Sees Talks Doomed to Failure

MOSCOW, Monday (UP). — "Pravda" predicted today that President Eisenhower's talks with Sir Anthony Eden next week will fail to line up an Anglo-American front in the Middle East.

Subcommittee Of Egyptian MAC Meets

The subcommittee of the Israel-Egyptian Mixed Armistice Commission met at Kilometer 98 on the Gaza Strip border yesterday to discuss matters concerning the agenda.

Scores of complaints have piled up in the M.A.C. and this meeting was designed to discuss the manner in which they should be taken up. The U.N. Chairman has not called a meeting of the M.A.C. since last September.

The outgoing Chairman of the M.A.C., Chief de Battalion F.X. Giacomaggi, presided. Israel was represented by Sgan-Aluf Y. Nurisella, and Egypt by Major Hassan Sidki, the Minister of Finance.

An Egyptian spokesman, quoted by Arab News Agency, said in Cairo yesterday that the regular meetings of the M.A.C. would be resumed shortly.

Canadian House Aims M.E. Arms Shipments

OTTAWA, Monday (UP). — The Harvard training planes sold to Egypt by Canada will require two months rebuilding in an aircraft factory before they can be mounted with guns. Defence Minister Ralph Campney told the Commons today.

He said that the planes were built from parts and had never been owned or flown by the Royal Canadian Air Force, though they were the same planes used by the R.C.A.F. for pilot training.

Mr. Campney said that a check of Government departments revealed that Egypt had not asked for armaments for the planes, and if it did so, the order would have to be processed through several Government departments and considered carefully by the Cabinet.

Eshkol Asks Ministries To Reduce Budgets

At the meeting of the Ministerial Economic Committee last night, Mr. Eshkol, who led the discussion on the 1958/59 budget again emphasized the need to reduce the demands of the various ministries, since sources of income are insufficient. The original demands for expenditure reached 11.1 billion, but have been continually cut down.

Mr. Eshkol is known to oppose any budget that would exceed 11.1 billion, which he set himself last month. Although certain estimates have increased as a result of the projected wage rise, it is believed that he has also made other reductions to offset these increases.

The Cabinet-level budget discussions are expected to be completed within 10 days and will be presented to the Knesset in a fortnight.

Reveals Plans to French Envoy

LONDON, Monday (Reuter). — Sir Anthony Eden conferred with Britain's Chiefs of Staff here today about the smouldering Middle East situation, in readiness for his meetings with President Eisenhower next week.

Eban Expects to Meet Dulles This Week

By JESSE ZEL LURIE  
Jerusalem Post Correspondent  
NEW YORK, Monday. — The Israeli Ambassador, Mr. Abba Eban, expects to see Secretary of State Dulles early this week. No date has yet been made for the appointment, which Mr. Eban requested just one week ago.

Meanwhile, opinion in the State Department on reports that Sir Anthony Eden will propose an Anglo-American force to intervene in case of Arab-Israeli hostilities is that any police action must go through the United Nations, where Russia is not to mention France — would insist on including her troops.

EXTRA DEFENCE BUDGET MAY BE DOUBLED

The Knesset Finance Committee unanimously decided yesterday to advise the Knesset to increase the supplementary defence budget from 11,250m. as suggested at its first reading, to 11,500m. The initiative for this move came from Mr. Levi Eshkol, the Minister of Finance.

Paper Bares Actions Of Cairo Attache in Iraq

The Egyptian Military Attache in Baghdad was expelled from Iraq last month because he had engaged in subversive activities to undermine the Baghdad pact, according to the current issue of the Cairo weekly, "Akhbar el-Yom."

The paper reported that the Attache, Lt-Col. Mohammed Hinnawi, had employed an Egyptian Army officer, Ali Ismael, disguised in the uniform of a doorkeeper and manservant, Issa, is now in a Baghdad prison. They dispersed 60 diars monthly for the purpose of sabotaging property belonging to diplomats of the member states of the pact. Hinnawi was also in charge of the distribution of illegal pamphlets and the collection and transmission of anti-Iraq material later broadcast over Cairo Radio, the paper said.

Black Due in Cairo For Aswan Dam Talks

Mr. Eugene Black, President of the World Bank, is due to arrive in Cairo today for talks with Premier Abdul Nasser on Egypt's application for a loan to finance the Aswan Dam project, the Cairo weekly, "Akhbar el-Yom," reported on Sunday.

The funeral procession will proceed to the Cemetery in Rehov Trumpeldor at 3.15 p.m.

The Bereaved Family

Our beloved mother  
Gitel Grodecki  
(of Bialystok)  
passed away

The cortege will leave from the Assuta Hospital, Tel Aviv, at 10 a.m., today Jan. 24, 1958, for the Old Cemetery, Rehov Trumpeldor, Tel Aviv.

The bereaved:

Zeev Grodecki & family  
Heralia, Pitsah

Leon Grodecki & family  
Melbourne, Australia

Ida Nelson & family  
Melbourne, Australia

Anna Margolis & family  
Melbourne, Australia

The Management, Council & Staff of  
"AMPA" LTD.

To the Chairman  
of our Board of Directors  
Mr. ZEEV GRODECKI

our sincerest sympathy and condolences  
on the death of his  
MOTHER  
Gitel Grodecki

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## Social &amp; Personal

The Guatemalan Minister and Mrs. Jorge Garcia Granados gave a dinner on the invitation of the Ministry of Foreign Affairs. Other guests were: the Minister of the Netherlands and Mrs. Boeserveld; the Dutch Minister of the Netherlands and Mrs. Boeserveld; the Greek Minister and Mrs. Vlachos; the Mayor of Jerusalem and Mrs. Aaron; and the Jerusalem District Commissioner and Mrs. Yachana.

The Netherlands Minister, Mr. G. W. Boeserveld, was the guest of honor at the Members Supper of the Israel Touring Club, Tel Aviv, last night. The Club's chairman, Mr. S. P. Doron, presided.

**ARRIVALS:** Mr. J. Dugdale, British Labour M.P., for a one-week visit on the invitation of the Government; Dr. G. Terle, Director of the Organizational Department of Keren Hayesod, from a mission to the United Nations; Mr. L. Hyman, of the London County Council and Member of the Joint Palestine Appeal Executive in London, for a two-week visit; Mr. Yosi Palgi, El Al's Assistant Manager, from Paris; Mr. Elmer Ripley, trainer of the Harlem Globetrotters Basketball Team, from the U.S. to train Israel's Olympic team.

**DEPARTURES:** Mr. Anthony Greenwood, British Labour M.P., and Mr. Greenwood, after a visit as guests of the Government.

Mr. Shimon Temkin, Director of the Israel Office of the British Zionist Federation, has been co-opted as Vice-Chairman of the Tel Aviv Branch of the British Legion.

A report on the recent General Assembly meeting will be given by Messrs. Ihar Harari and David Hachon, M.K.'s and Israel U.N. delegates, to the Jerusalem Branch of the U.N. Association, at 8.30 this evening, in Room 73 of the Rabinovich.

Have a good time in the evenings at the cozy Ben Bar, Jerusalem, where on week-days you can now have your favorite local drink (alcoholic or non-alcoholic) for IL1.100 (inclusive). Music and dancing till past midnight. (Advt.)

The new Night-Club of the Ramat Aviv Hotel will open tonight. The Club has been decorated in original Israeli style by the painter Ios Herakowitz. (Advt.)

## BODY IDENTIFIED

The body discovered near Givat Shaul Bet in Jerusalem last Saturday was identified as that of Yitzhak Straus, member of Kibbutz Dorot in the Negev.

The body, which had been found by a student at the Beit Hakerem Seminary, was identified by the settlement's secretary. The autopsy revealed that Straus, who was 42 years old, committed suicide by taking poison. He had been in a state of depression as the result of a family crisis. (Him.)

## BUDDING CHEMISTS HURT IN EXPLOSION

**RAMAT GAN, Monday.**—Two budding young chemists who had set up a laboratory in their home succeeded today in making explosives and in having themselves sent to hospital.

The brothers, Meir and Aharon Palerm, aged 14 and 12 respectively, both pupils of the Ramat Gan School, have ambitions to become inventors. While experimenting with some of the chemicals they have collected, they caused an explosion and were taken to Tel Hashomer Hospital. Meir is suffering from wounds, while Aharon injured his eye. He is not expected to lose his sight, but will have to undergo an operation.

**THE ABRAHAM Bloomsom Foundation** in Israel to grant a \$1,600 scholarship to a student of Pedagogics of the Beit Hakerem Teachers' Seminary in Jerusalem.

## Cinemas

**JERUSALEM**  
At 2.30, 6.30 and 8.30 p.m.  
**ARON:** "Man Without a Star," 2nd week.  
**SEER:** "Red Day at Black Beach," 2nd week.  
**OSROF:** "Passport to Pinafore," 2nd week.  
**OSROF:** "Battle Cry," 3rd week.  
**OSROF:** "Love is a Many-Splendored Thing," 2nd week.  
**OSROF:** "Three Men in a Boat," 2nd week.  
**OSROF:** "This Man is Dangerous," 2nd week.  
**STUDIO:** "African Queen," 2nd week.  
**TEL AVIV**  
At 2.30, 6.30 and 8.30 p.m.  
**ALLENBY:** "To Hell and Back," 2nd week.  
**ARON DAVID:** "Footsteps in the Fog," 2nd week.  
**CHIEF:** "Magnificent Obsession," 2nd week.  
**EATON:** "Blackboard Jungle," 2nd week.  
**HUGHES:** "Daddy Long Legs," 2nd week.  
**OSROF:** "Blondie D'Amore," 2nd week.  
**OSROF:** "Fanny at the Top," 2nd week.  
**TANAR:** "Dishaboo," 2nd week.  
**THEATRE:** "Les Amants du Tage," 2nd week.  
**YARON:** "Shapovalov," 2nd week.  
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**YARON:** "Shapovalov," 2nd week.

**HAIFA**  
**AMPHITHEATRE:** "The Seven Year Itch," 2nd week.  
**ARON:** "La Donna del Fiume," 2nd week.  
**ATKINSON:** "The Famous Five," 2nd week.  
**EX DOB:** "World in My Arms," 2nd week.  
**GAL:** "The Madwoman of Chaillot," 2nd week.  
**MORAN:** "Lucky Star," 2nd week.  
**OSROF:** "The Women of Rome," 2nd week.  
**OSROF:** "The Women of Rome," 2nd week.  
**OSROF:** "The Women of Rome," 2nd week.

**BAR-CABARET COCKTAIL**  
73 Rehov Hayarkon, Tel Aviv.  
Nightly Big Musical Revue  
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## LAW REPORT

The Jerusalem Post January 24, 1956

**In the Supreme Court Sitting as Court of Civil Appeals Before the President (Justice Olshan), Justices Agranat and Witkon.**

**Zahaya Rayl, Appellant v. Anis Haddad, Respondent (C.A. 325/54).**

**Tenant Protected Even if Rent Paid in Kind**

The Supreme Court allowed an appeal against the judgment of the District Court, sitting as a court of appeal, delivered on June 23, 1954 (C.A. 54).

In 1948 all the Arab inhabitants of Haifa were transferred by the military authorities to the Wadi Nisnas Quarter. Amongst them was Zahaya Rayl, the appellant, who took a room for herself in an empty house in the area, occupying it by permission of the temporary committee set up to provide the Haifa Arabs with alternative accommodation.

The owner of the house, Anis Haddad, the respondent in the case, left his flat at the Carmel ten days later and also took up residence in his house in Wadi Nisnas. As his family were abroad, he suggested to the appellant that she take over all the household duties instead of paying him rent. She agreed, and until 1953, when the respondent's family returned, she devoted three and a half hours a day to keeping house and cleaning for him. With the return of the respondent's family, the previous harmony was shattered. They insisted that the appellant put in longer hours of work a day, which she refused to do. Thereupon the respondent applied to the Magistrate's Court for an eviction order.

The Magistrate held that the appellant was not a statutory tenant and as such protected by the Rent Restrictions Ordinance, since the room had been given to her for as long as she provided those services. Alternatively, he held that she had not had sole and exclusive possession of the room, which was shared by members of the family. The District Court, while upholding the eviction order given by the Magistrate, held that the appellant had been in exclusive possession of the room and that she held it by virtue of tenancy and not of services rendered; but that she was nevertheless not protected by the Rent Ordinance, since she had paid rent in kind and not in money, and this did not constitute "rent" within the meaning of the Ordinance. In reaching this decision, the District Court relied mainly on a decision of the Haifa District Court given in 1948 (Cohen v. Glilad, "The Walk Cohen" 48-277).

Mr. Nakara appeared for the appellant and Mr. A. Weinshall for the respondent.

The judgment of the Supreme Court was delivered by Justice Olshan. After dismissing Mr. Nakara's preliminary argument on a point of procedure, he went on to analyze the English case (Formby v. Maynard, 1925, 1 K.B. 814), quoted by the District Court in reaching its conclusion that rent within the meaning of the Rent Restrictions Ordinance applied to pecuniary rent only and not to rent payable in kind, such as services. Justice Olshan, after considering a later English case (Montague v. Brown, 1916, 2 A.E.R. 401) in which criticism was levelled at the decision in the earlier case, Justice Olshan concluded that there was not much assistance to be gleaned from English precedents in finding a solution to the case under consideration.

The first question to be considered, he continued, was whether the appellant held the room by virtue of tenancy or as licensee only. In view of the facts and the circumstances, it was clear that the appellant had originally leased the room, her accommodation. The question of service had arisen only later and was only incidental to and consequent upon her occupation of the room. The Rent Ordinance, therefore, was whether there is any provision in the Rent Restrictions Ordinance which precludes the possibility of rent to be paid in kind. There is no such explicit provision, the Justice held, and while certain difficulties

might arise if the Supreme Court should hold that payment in kind constituted rent in accordance with the Ordinance, these same difficulties would crop up if the Court should hold that rent could be paid partly in money and partly in services—as had already been held in England. While it was true that in the English case the value of the services had been quantified (and hence indirectly the amount of the rent), this need not prove a stumbling block in the present case (where the value of the services had not been fixed), since both parties could always apply to the Rent Tribunal in the case of the new law and ask that the standard rent should be fixed. Justice Olshan held, therefore, the appeal should be allowed and the eviction order set aside. The President concurred.

## Obiter Dicta Explained

Justice Agranat, after agreeing with the substance of Justice Olshan's judgment, felt it incumbent upon himself to deal with the obiter dicta in the case of Cohen v. Glilad (which judgment he himself delivered) on which the District Court had relied in reaching its conclusions. He showed how the same conclusions actually had been drawn from them as had been drawn by Justice Olshan in his judgment.

Appeal allowed and respondent ordered to pay IL250 costs. Judgment given on January 19, 1956.

## Persian Students Held For Viewing Soviet Film

**LONDON, Monday (Reuters).**—Moscow complained today that a number of Persian students attending a Russian film show in Tehran were seized by soldiers as they came out of the cinema.

The radio said that about 20 minutes before the end of the film Saturday, a group of 100 Persian students were seized by members of the Persian Society for Culture and Relations with the Soviet Union. Soldiers led by an officer stopped them as they came out of the cinema.

## ON THE AIR

**FIRST PROGRAMME**  
8.00 p.m. to 8.30 p.m.  
News, Hebrew 7.45, 1.30, 7.00, 8.00 p.m. & 12.00 midnight. Arabic Programme (including News), 8 a.m. 2.30, 4.45 p.m.

**SECOND PROGRAMME**  
8.30 p.m. to 9.30 p.m.  
News, Hebrew 7.45, 1.30, 7.00, 8.00 p.m. & 12.00 midnight. Arabic Programme (including News), 8 a.m. 2.30, 4.45 p.m.

**THIRD PROGRAMME**  
9.30 p.m. to 10.30 p.m.  
News, Hebrew 7.45, 1.30, 7.00, 8.00 p.m. & 12.00 midnight. Arabic Programme (including News), 8 a.m. 2.30, 4.45 p.m.

**FOURTH PROGRAMME**  
10.30 p.m. to 11.30 p.m.  
News, Hebrew 7.45, 1.30, 7.00, 8.00 p.m. & 12.00 midnight. Arabic Programme (including News), 8 a.m. 2.30, 4.45 p.m.

**FIFTH PROGRAMME**  
11.30 p.m. to 12.30 a.m.  
News, Hebrew 7.45, 1.30, 7.00, 8.00 p.m. & 12.00 midnight. Arabic Programme (including News), 8 a.m. 2.30, 4.45 p.m.

**SIXTH PROGRAMME**  
12.30 a.m. to 1.30 a.m.  
News, Hebrew 7.45, 1.30, 7.00, 8.00 p.m. & 12.00 midnight. Arabic Programme (including News), 8 a.m. 2.30, 4.45 p.m.

**SEVENTH PROGRAMME**  
1.30 a.m. to 2.30 a.m.  
News, Hebrew 7.45, 1.30, 7.00, 8.00 p.m. & 12.00 midnight. Arabic Programme (including News), 8 a.m. 2.30, 4.45 p.m.

**EIGHTH PROGRAMME**  
2.30 a.m. to 3.30 a.m.  
News, Hebrew 7.45, 1.30, 7.00, 8.00 p.m. & 12.00 midnight. Arabic Programme (including News), 8 a.m. 2.30, 4.45 p.m.

**NINTH PROGRAMME**  
3.30 a.m. to 4.30 a.m.  
News, Hebrew 7.45, 1.30, 7.00, 8.00 p.m. & 12.00 midnight. Arabic Programme (including News), 8 a.m. 2.30, 4.45 p.m.

**TENTH PROGRAMME**  
4.30 a.m. to 5.30 a.m.  
News, Hebrew 7.45, 1.30, 7.00, 8.00 p.m. & 12.00 midnight. Arabic Programme (including News), 8 a.m. 2.30, 4.45 p.m.

**ELEVENTH PROGRAMME**  
5.30 a.m. to 6.30 a.m.  
News, Hebrew 7.45, 1.30, 7.00, 8.00 p.m. & 12.00 midnight. Arabic Programme (including News), 8 a.m. 2.30, 4.45 p.m.

**TWELFTH PROGRAMME**  
6.30 a.m. to 7.30 a.m.  
News, Hebrew 7.45, 1.30, 7.00, 8.00 p.m. & 12.00 midnight. Arabic Programme (including News), 8 a.m. 2.30, 4.45 p.m.

**THIRTEENTH PROGRAMME**  
7.30 a.m. to 8.30 a.m.  
News, Hebrew 7.45, 1.30, 7.00, 8.00 p.m. & 12.00 midnight. Arabic Programme (including News), 8 a.m. 2.30, 4.45 p.m.

**FOURTEENTH PROGRAMME**  
8.30 a.m. to 9.30 a.m.  
News, Hebrew 7.45, 1.30, 7.00, 8.00 p.m. & 12.00 midnight. Arabic Programme (including News), 8 a.m. 2.30, 4.45 p.m.

**FIFTEENTH PROGRAMME**  
9.30 a.m. to 10.30 a.m.  
News, Hebrew 7.45, 1.30, 7.00, 8.00 p.m. & 12.00 midnight. Arabic Programme (including News), 8 a.m. 2.30, 4.45 p.m.

**SIXTEENTH PROGRAMME**  
10.30 a.m. to 11.30 a.m.  
News, Hebrew 7.45, 1.30, 7.00, 8.00 p.m. & 12.00 midnight. Arabic Programme (including News), 8 a.m. 2.30, 4.45 p.m.

**SEVENTEENTH PROGRAMME**  
11.30 a.m. to 12.30 p.m.  
News, Hebrew 7.45, 1.30, 7.00, 8.00 p.m. & 12.00 midnight. Arabic Programme (including News), 8 a.m. 2.30, 4.45 p.m.

**EIGHTEENTH PROGRAMME**  
12.30 p.m. to 1.30 p.m.  
News, Hebrew 7.45, 1.30, 7.00, 8.00 p.m. & 12.00 midnight. Arabic Programme (including News), 8 a.m. 2.30, 4.45 p.m.

**NINETEENTH PROGRAMME**  
1.30 p.m. to 2.30 p.m.  
News, Hebrew 7.45, 1.30, 7.00, 8.00 p.m. & 12.00 midnight. Arabic Programme (including News), 8 a.m. 2.30, 4.45 p.m.

**TWENTIETH PROGRAMME**  
2.30 p.m. to 3.30 p.m.  
News, Hebrew 7.45, 1.30, 7.00, 8.00 p.m. & 12.00 midnight. Arabic Programme (including News), 8 a.m. 2.30, 4.45 p.m.

**TWENTY-FIRST PROGRAMME**  
3.30 p.m. to 4.30 p.m.  
News, Hebrew 7.45, 1.30, 7.00, 8.00 p.m. & 12.00 midnight. Arabic Programme (including News), 8 a.m. 2.30, 4.45 p.m.

**TWENTY-SECOND PROGRAMME**  
4.30 p.m. to 5.30 p.m.  
News, Hebrew 7.45, 1.30, 7.00, 8.00 p.m. & 12.00 midnight. Arabic Programme (including News), 8 a.m. 2.30, 4.45 p.m.

## VISITORS' GALLERY

The Jerusalem Post January 24, 1956

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## THE JERUSALEM POST

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# FLY LAI

ITALIAN AIRLINES

SUNDAY & WEDNESDAY

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Central & South America

Contact your Travel Agent or

Phone Tel Aviv 7702, Haifa 1500

Today's Postbag

THE WEATHER

FORECAST: Partly cloudy.

City	Temp	Wind	Clouds
Tel Aviv	18	15	15
Haifa	18	15	15
Natania	18	15	15
Tel Aviv	18	15	15
Tel Aviv	18	15	15
Tel Aviv	18	15	15
Tel Aviv	18	15	15
Tel Aviv	18	15	15
Tel Aviv	18	15	15
Tel Aviv	18	15	15

(A) Summary at 5 p.m. (B) Minimum

temperatures (C) Maximum yesterday

D) Maximum, same, expected today

LIGHTS WENT out several

times and there was a percept-

ible weakening of current in the

Romana quarter and in the cen-

tral part of Jerusalem last night.

The source of the trouble was

a torn wire which touched the

ground in Roma.

IL-500 IN PRIZES are to be

awarded this spring to Jerusa-

lemite winners of a competi-

tion for the best garden, or

prizes awarded jointly by the

Municipality and the Develop-

ment Authority, are aimed at

awakening civic pride.

THE RECORD established last

week in Tel Aviv Port was

broken again when workers un-

loaded 2,500 tons of mixed cargo

from three vessels yesterday.

13,455 TONS of cargo were

loaded and discharged in Haifa

Port on Sunday, beating the re-

cord of over 10,000 tons set

three weeks ago. The cargo

is IL-57 for the first three minutes

and IL-58 for each additional

minute. Details are available in all

post offices.

THE HADASSAH Hospital in

Tel Aviv has changed its tele-

phone number to 67491.

N.W. Negev to Get New

Villages in Spring

Jerusalem Post Reporter

TEL AVIV, Monday. — New

settlements are to be concen-

trated in the north-west Negev

this spring. Contrary to press

reports, only a limited number

of settlements will be estab-

lished in the southern Negev,

and not 11 as rumored.

A nearly-completed programme

of the Jewish Agency calls for

the new villages being in an

area covering 200,000 dunams,

all of which are said to be cul-

tivable.

It is proposed that the settle-

ments be established on a sys-

tem similar to that of the La-

chish development area, with

four or five collective villages

around a central village that

provides educational, medical,

agricultural and social services.

NASSER ACCEPTS

FRANCO'S INVITATION

CAIRO, Monday (Reuters). —

The Egyptian Premier, Lieuten-

ant-Colonel Gamal Abdel Nas-

ser, has accepted an invitation

from General Francisco Franco

to visit Spain.

Our beloved mother, grandmother, great-grandmother

and sister

Mrs. Emilie Levisohn (nee Winter)

passed away in London on January 21, 1956.

On behalf of the bereaved family

GABRIEL LEVISOHN

SELMA WINTER

Jerusalem, January 24, 1956.

Please abstain from condoleance visits.

With deep regret we announce the passing away

of our husband and father

Mr. Max Strauss

on January 23, 1956, in New York

at the age of 67, after an illness.

Hannah Strauss

Gideon Strauss

New York

We express our deeply-felt condolences

to the MARKUS family

and to Messrs. Delbourgo & Son, Haifa

(Lloyd's Agent) on the untimely death of

Siegfried Markus

THE SHULUMIN CORPORATION

ON THE UNTIMELY DEATH OF

Mrs. Lotte Eberhardt

OUR DEEPEST SYMPATHY TO

Mr. HANS EBERHARDT,

Manager of our Haifa branch,

and to the entire family.

Management and Staff of

JACOB JAPHET and CO. LTD., BANKERS

## Knesset Bill Would Require Army Approval to Leave Country

By ARYAN RUBINSTEIN, Jerusalem Post Knesset Reporter

Persons in the Reserves will require a permit from the Minister of Defence before leaving the country, if a bill which passed its first reading in the Knesset yesterday becomes law. The bill would be effective until December 31, 1956.

The present law authorizes the Minister of Interior to withhold an exit permit from an individual, if he has reason to believe that his leaving the country would be harmful to the security of the State.

According to the explanatory remarks appended to the bill, the present law does not enable the Government to refuse an exit permit to a member of the Reserves whose departure could not be considered harmful to State security, but which might interfere with the regular activities of the Defence Forces.

Although the extension of the Government's control over foreign travel was condemned by many members of the Knesset, practically all parties voted for the bill's referral to the Internal Affairs Committee. Only Communists voted against while the Progressives abstained.

Entire Population

A number of Members pointed out that the law took in all men between 18 and 49—or, as some speakers put it, "practically the entire population."

Representatives of three different parties argued that the present law gave the Government all the authority it needed to prevent members of the Reserves from leaving. They were Mr. Y. Rittin (Mapam), Mr. I. Harari and Mr. G. H. Ariv (Progressives).

Mr. Harari, Mr. Ariv, Mr. Sobochin, and Dr. M. Ben-Gurion (Labor) said that they were not in favor of the bill because it was a step towards the refusal of permission being the exception from the present law, they argued.

Overall Programme

Quite a different view was expressed by Mr. I. Ben-Aharon (Ahud HaAvoda). The trouble with the bill was that it was not a part of an overall programme to meet the needs of the new State.

Mr. Ben-Aharon agreed with other speakers who questioned whether the Minister of Defence should be the sole judge of whether a specific person be permitted to leave the country or not.

Mr. Haim Landau (Herut) hoped that the authority given to the Minister of Defence would not be exercised to curtail the sign travel for its own sake.

There was also the danger that the bill might be used as a political weapon, he said, urging that an appeals committee should be set up.

Dr. Ben-Gurion charged that although the emergency was responsible for the bill, it was not a bill which was actually creating panic by its very provisions.

The Minister of Finance, Mr. L. Kahal, yesterday presented to the Compulsory Loan Law. He explained the purpose of the bill was to clarify definitions of property value and ownership and to make changes with regard to equipment, appeals, and exemptions. The debate will continue today.

EMMANUEL MOHL

BURIED IN NATANIA

The funeral of Emmanuel Mohl took place in Natania yesterday afternoon. In accordance with his last wishes, no eulogies were delivered. The chief mourners were Mrs. Sophia Mohl and Miss Evelyn Mohl.

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## Drilling Breaks Midnight Silence on Albany

By EVI ALMEER

TEL AVIV, Monday. — The roar of pneumatic drills tearing up the asphalt road surface broke the usual night-

time silence of Albany Road from 11 o'clock to 12:30 last night. An island had to be

do it was at such time when the volume of traffic would not interfere with the work.

Just before midnight, a large number of workers for the Municipal Roads Department

drew into the curb near Magen David Square. The men tore up a strip of the road surface and in a matter of minutes

had wrenched the traffic island from its cemented base.

Electricians lengthened the underground cable which provides the current for the

island lighting and when their job was done, the asphalt road

was laid down thoroughly, and the island was placed in its new position two yards to the south.

In practical terms, the re-

setting of the island meant that there will be room for two lanes of traffic in each direction at what is the street's

busiest junction in the city, the intersection of Albany and

the main road leading to the city center.

Local residents must sleep well, unlike Dagan-conscious

Haifa, as not one spot of the island was left this morning, the overnight moving

of a whole island left them at ease, except for the "about-

time-for" of the more observant motorists.

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Local residents must sleep well, unlike Dagan-conscious

Haifa, as not one spot of the island was left this morning, the overnight moving

of a whole island left them at ease, except for the "about-

time-for" of the more observant motorists.



